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is **ORDERED** the Motion for Leave to Amend the Third-Party Complaint filed by Defendants/Third-Party Plaintiffs Atchafalaya Marine, LLC and Rodd Cairns (Doc. 39) is unopposed, and thus, is **GRANTED**.

In light of the foregoing, it is further **ORDERED** that Intervenor Plaintiff Midsouth Bank, N.A.'s motion to strike the jury demand (Doc. 29) in the Third-Party Complaint filed by Defendants/Third-Party Plaintiffs Atchafalaya Marine, LLC and Rodd Cairns (Doc. 35), is now **MOOT**. Upon the filing of the Amended Third Party Complaint by Defendants/Third-Party Plaintiffs Atchafalaya Marine, LLC and Rodd Cairns, and Intervenor Plaintiff Midsouth Bank, N.A.'s receipt of service of same, Midsouth nevertheless has the opportunity to file a responsive pleading pursuant to the Federal Rules of Civil Procedure.

DONE and ORDERED this the 28th day of **July 2011**.

/s/ Kristi K. DuBose
KRISTI K. DuBOSE
UNITED STATES DISTRICT JUDGE

¹ Midsouth attached a Proposed Reply to this motion for the Court's review.